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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

PERIENNE DE JARAY,

Plaintiff,

v.

ATTORNEY GENERAL OF CANADA FOR
HER MAJESTY THE QUEEN, CANADIAN
BORDER SERVICES AGENCY, GLOBAL
AFFAIRS CANADA fka DEPARTMENT OF
FOREIGN AFFAIRS AND
INTERNATIONAL TRADE CANADA,
GEORGE WEBB, KEVIN VARGA, and
PATRICK LISKA,

Defendants.

No.: 2:16-cv-00571

DECLARATION OF CHRIS BAKER IN
SUPPORT OF PLAINTIFF'S OPPOSITION
TO DEFENDANTS' MOTION TO DISMISS

I, Chris Baker, hereby declare as follows:

1. I am over the age of 18, and I have personal knowledge of the following facts.

2. I worked as GM of Operations at APEX-Micro, a business which had operations located in Ferndale, Washington. I lived in the state of Washington for a portion of the time I worked for Apex Micro and spent time working at the Ferndale, Washington, facility. I reported directly to Perienne de Jaray, who also worked at the Ferndale, Washington, facility.

3. I was contacted by Canadian investigators on multiple occasions while I was living and working in the state of Washington. The name Kevin Varga is familiar.

1 4. Other employees of Apex America told me about CBSA investigators contacting
2 them to request their help with an investigation of Apex America. I was told that Canadian
3 investigators instructed Apex America employees to report to CBSA if they ever saw anything
4 unusual or suspicious occurring at Apex America.

5 5. I talked to Holly Swartos, a co-worker at Apex America, and tried to comfort her
6 after she received multiple telephone calls at her desk from CBSA investigators who asked very
7 unsettling questions about Ms. de Jaray and suspicious activity at Apex America.

8 6. I also had a number of conversations with Apex America customers who heard
9 that Ms. de Jaray and Apex America were involved in illegal arms-dealing. I remember
10 speaking with the Procurement and Quality Control Manager, Brent Hoffman, of Myer Sound in
11 Berkeley, California. Myer Sound had been a long-standing customer of Apex America. Apex
12 America produced roughly \$1 million of electronic manufacturing services annually for Myer
13 Sound. The manager voiced serious concerns about any continuing manufacturing relationship
14 with Apex America after CBSA leveled its allegations against Ms. de Jaray and Apex America.

15 7. I also had conversations with managers, Patrick Lamoureux and Steve Cerar, at
16 Alpha Technologies, a company located in Bellingham, Washington, and another long-standing
17 customer of Apex America. Apex America produced roughly \$1 million of electronic
18 manufacturing services annually for Alpha as well. The staff at Alpha told me that Alpha had to
19 terminate its relationship with Apex America, because Alpha could not be associated with Apex
20 America following CBSA's allegations of illegal arms dealing at Apex America. The staff at
21 Alpha instructed me to wind up the production for Alpha and fully terminate the supply of
22 products to Alpha as soon as possible as a direct result of CBSA's allegations against Ms. de
23 Jaray and Apex America.


24 8. I had been a proud employee of Apex-Micro for the two and half years that I
25 worked for Apex Micro. I believed in Apex America, and invested my time and energy in a
26 company that I thought was going somewhere. I also developed strong ties to the long-time

1 employees of Apex America and shared a mutual respect. I very reluctantly left Apex Micro and
2 joined a competitor as a direct result of the investigation.

3 9. I would be willing to testify in this case.

4 I declare under penalty of perjury under the laws of the United States that the foregoing is
5 true and correct to the best of my knowledge, information, and belief.

6 DATED this 17 th day of October, 2016.

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Chris Baker